

425-C South Sharon Amity Road
Charlotte, NC 28211-2841
Phone: (704) 365-4881
Fax: (704) 365-4851

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AUG 01 2005

To:	USPTO Examiner D. K. Ware	From:	Claire Wygand for Cathy Moore Phone: (704) 365-4881 Fax: (704) 365-4851
Fax:	(571) 273-8300	Pages:	17 pages total Facsimile cover sheet (1 page) Change of Address (1 page) Fee Sheet (1 page) 1-month Extension of Time (1 page) Credit card form (1 page) Amendment (12 pages)
Phone:		Date:	August 1, 2005
Re:	Application No. 10/057,107 Filed January 25, 2002 Our Ref.: 01/018 NUT	cc:	

Attached are the documents as indicated above.

Respectfully submitted,

Claire Wygand
Claire Wygand

PTO/SB/17 (10-03)

Approved for use through 07/31/2008. OMB 0851-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL
for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$ 120.00**Complete If Known**

Application Number	10/057.107
Filing Date	January 25, 2002
First Named Inventor	RACZEK
Examiner Name	D. K. Ware
Art Unit	1851
Attorney Docket No.	01/018 NUT

METHOD OF PAYMENT (check all that apply)				FEE CALCULATION (continued)																																																																																																																																																																																		
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The Director is authorized to: (check all that apply) <input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s) <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.					<table border="1"> <thead> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>2051</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>1052</td><td>50</td><td>2052</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>1053</td><td>130</td><td>1053</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>1812</td><td>2,620</td><td>1812</td><td>2,620</td><td>For filing a request for ex parte reexamination</td><td></td></tr> <tr><td>1804</td><td>920*</td><td>1804</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>1805</td><td>1,840*</td><td>1805</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>1281</td><td>110</td><td>2281</td><td>55</td><td>Extension for reply within first month</td><td>120.00</td></tr> <tr><td>1282</td><td>420</td><td>2282</td><td>210</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>1283</td><td>950</td><td>2283</td><td>475</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>1284</td><td>1,480</td><td>2284</td><td>740</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>1285</td><td>2,010</td><td>2285</td><td>1,005</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>1401</td><td>330</td><td>2401</td><td>155</td><td>Notice of Appeal</td><td></td></tr> <tr><td>1402</td><td>330</td><td>2402</td><td>155</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>1403</td><td>290</td><td>2403</td><td>145</td><td>Request for oral hearing</td><td></td></tr> <tr><td>1451</td><td>1,510</td><td>1451</td><td>1,510</td><td>Petition to Institute a public use proceeding</td><td></td></tr> <tr><td>1452</td><td>110</td><td>2452</td><td>55</td><td>Petition to revive - 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SUBMITTED BY		(Complete if applicable)	
Name (Print/Type)	Cathy R. Moore	Registration No. (Attorney/Agent)	45,764
Signature	<i>Cathy Moore</i>	Telephone	704 365-4881
		Date	August 1, 2005

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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AUG 01 2005

Attorney Docket No. 01/018 NUT
Customer No. 38263

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Raczek

Group Art Unit: 1651

Application No.: 10/057,107

Examiner: D. K. Ware

Filed: January 25, 2002

Confirmation No.: 2752

For: SORBIC ACID PRODUCT COMPRISING
PROBIOTICS AS ADDITION TO FEEDSTUFFS
IN AGRICULTURAL LIVESTOCK REARING

AMENDMENT AFTER FINAL

Commissioner for Patents
Alexandria, VA 22313-1450

Charlotte, North Carolina
August 1, 2005

Dear Sir:

In response to the final Office Action dated April 21, 2005, kindly consider the following amendments and remarks. Also enclosed are: a) one-month extension of time; b) credit card form; and c) change of address.

Amendments to the Claims are reflected in the listing of claims which begins on Page 2 of this paper.

Remarks begin on Page 5 of this paper.